

PATENT

Attorney Docket No. 71860

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEOIFE
MAR 29 2002

Applicant(s): James J. Fitzgibbon

Appln No.: 09/925,867

Filed: August 9, 2001

For: Method and Apparatus For A
Rolling Code Learning TransmitterGroup Art
Unit:

2122

Examiner: Not yet assigned

CERTIFICATE OF MAILINGI hereby certify that this paper is being
deposited with the United States Postal Service
as first class mail in an envelope addressed to:
Commissioner of Patents and Trademarks,
Washington, D.C. 20231, on this date.11/9/01
DateKenneth H. Samples
Registration No. 25,747
Attorney for Applicant(s)**RESPONSE TO NOTICE TO FILE MISSING PARTS****Box MISSING PARTS**Commissioner of Patents and Trademarks
ATTENTION: Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts dated September 14, 2001, enclosed are:

- ☒ A copy of the Notice to File Missing Parts.
- ☒ An executed Declaration for Patent Application, including Power of Attorney.
- ☒ An Amendment adding an Abstract of the Disclosure is enclosed.
- ☒ 12 sheets of drawings are enclosed. ☒ Formal ☐ Informal
- ☒ An Assignment of the invention to The Chamberlain Group, Inc., and Recordation Form Cover Sheet - Patents Only - Form PTO-1595.
- ☒ A check in the amount of \$ 40.00 to cover the fee for recording the assignment.

Attorney Docket No. 71860

☒ Fee Calculation:Fee Calculation For Claims As Filed

<input type="checkbox"/> Provisional Application Basic Fee	\$160.00	
Surcharge under 37 C.F.R. §1.16(1)	\$ 50.00	
<input type="checkbox"/> Non-Provisional Utility Application Basic Fee	\$ 740.00	
Independent Claims 3 - 3 = 0	x \$ 84.00 =	\$ 0.00
Total Claims 20 - 20 = 0	x \$ 18.00 =	\$ 0.00
Fee for Multiply Dependent Claims	\$ 280.00	
Surcharge under 37 C.F.R. §1.16(e)	\$ 130.00	\$ 130.00
<input type="checkbox"/> Design Application Basic Fee	\$ 330.00	
Surcharge under 37 C.F.R. §1.16(e)	\$ 130.00	
Total Filing and/or Surcharge Fee	\$	130.00
<input type="checkbox"/> Applicant(s) assert entitlement to Small Entity Status, reducing the Filing/Surcharge Fee by half to:		\$ 65.00

- ☒ A check in the amount of \$ 130.00 to cover the Filing and/or Surcharge Fee.
- ☐ Charge \$ _____ to Deposit Account No. 06-1135.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. This sheet is filed in triplicate.

March 29, 2002
Date

Kenneth H. Samples
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Mar. 29. 2002 2:22PM

FITCH, EVEN, TABIN

COPY OF PAPERS
ORIGINALLY FILED

No. 2643 P. 1/26

MAR 29 2002

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March 29, 2002

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TO: Name:

Company/Firm:

U.S. Patent and Trademark Office

City/State/Country:

Washington, D.C.

Fax No.:

703-746-4060 (OIPE)

Phone No.:

FROM: Name: Kenneth H. Samples

Phone No.: (312) 577-7000

RE:

Docket No.:

71860

Application No: 09/925,867

Filing Date: 08/09/2001

Applicant: James Fitzgibbon

Atty. Docket No. 71860

(XX) PLEASE ACKNOWLEDGE RECEIPT OF THIS FACSIMILE TRANSMISSION

TOTAL NUMBER OF PAGES TRANSMITTED, INCLUDING THIS COVER SHEET:

26

The documents accompanying this facsimile transmittal cover sheet contain information from the law firm of Fitch, Even, Tabin & Flannery which may be confidential and/or legally privileged. The documents are intended only for the personal and confidential use of the addressee identified above. If you are not the intended recipient or an agent responsible for delivering these documents to the intended recipient, you are hereby notified that any review, disclosure, copying, distribution or the taking of any action in reliance on the contents of this transmittal information is strictly prohibited. If you have received this facsimile in error, please immediately notify the Firm so that we can arrange for the return of the original documents to us.

MAR 22 2002

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
www.uspto.gov

Application Number	Filing Date	First Named Applicant	Atty. Docket No.
09/925,867	08/09/2001	Fitzgibbon, James	71860

22242

FITCH EVEN TABIN AND FLANNERY
120 SOUTH LA SALLE STREET
SUITE 1600
CHICAGO IL 60603-3406*Jim due 4/4/02*O I P E
MAR 29 2002

Title: Method and apparatus for a rolling code learning transmitter

Date Mailed: 03/15/2002

Request for Substitute Papers

The papers filed on 01/08/02 (certificate of mailing dated 11/08/01) are no longer in condition to become part of the permanent records of the United States Patent and Trademark Office (USPTO) for this application (37 CFR 1.52(a)) due to the United States Postal Service sanitization process.

The USPTO requests that applicant provide a copy of the above-identified papers (except for any U.S. or foreign patent documents submitted with the above-identified papers) with a statement that such copy is a complete and accurate copy of the above-identified papers (signing and returning a copy of this notice will provide such a statement). The reply to this letter should be submitted to the USPTO by facsimile at the number indicated 703-746-4060(OIPE).

Alternatively, the reply to this letter may be hand-carried to the Customer Service Window located in Room 1B03 of Crystal Plaza Building 2, Arlington, Virginia, 22202.

The USPTO strongly prefers that the reply to this letter be submitted by facsimile. However, if applicant cannot submit the reply to this letter by facsimile (or hand-delivery), the reply may be mailed to: Box Duplicate OIPE, U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202-2327.

This letter is not a notice under 37 CFR 1.251. However, failure to timely replay to this notice within two (2) weeks of the date of receipt of this letter may result in the USPTO issuing a notice under 37 CFR 1.251. A copy of this notice should be included with the reply.

The enclosed papers are a complete and accurate copy of the above-identified papers.

Name: _____ Registration No.: _____

Signature: _____ Date: _____

RECEIVED
MAR 22 '02

U.S. PATENT & TRADEMARK OFFICE
MAR 29 2002

Inventors: James J. Fitzgibbon
Appln. No. 09/925,867
Filed: August 9, 2001
Title: METHOD AND APPRATUS FOR A
ROLLING CODE LEARNING TRANSMITTER

Attorney Docket No. 5569/71860
KHS/EEC/naf

Mailed November 8, 2001, 2001 via First Class Mail

1. Response to Notice to File Missing Parts (2 pgs., in triplicate)
2. Copy of Notice to File Missing Parts of Nonprovisional Application
3. An executed Declaration (3 pgs.)
4. Amendment A (2 pgs.)
5. Assignment Recordation Sheet (1 pg.)
6. An executed Assignment (2 pg.)
7. Checks for \$130.00 and \$40.00

Hon. Commissioner of Patents and Trademarks

Sir:

Please acknowledge receipt of the above-identified documents by applying the Patent and Trademark Office receipt stamp hereto and mailing this card.

Respectfully,

FITCH, EVEN, TABIN & FLANNERY



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
WWW.USPTO.GOV

MAR 29 2002

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/925,867	08/09/2001	James J. Fitzgibbon	71860

SEP 25 2001

22242
FITCH EVEN TABIN AND FLANNERY
120 SOUTH LA SALLE STREET
SUITE 1600
CHICAGO, IL 606033406

CONFIRMATION NO. 3851

FORMALITIES LETTER



OC000000006555758

Jm.
DUE
11-14-01

Date Mailed: 09/14/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- An abstract was not provided for this application. An abstract of the technical disclosure is required under 37 CFR 1.72(b).

*A copy of this notice **MUST** be returned with the reply.*

Mar. 29. 2002 2:24PM FITCH, EVEN, TABIN

No. 2643 P. 6/26 of 2


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART I - ATTORNEY/APPLICANT COPY

COPY OF PAPERS
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Attorney Docket No. 71860

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEO I P E
MAR 29 2002

Applicant(s): James J. Fitzgibbon)

Appln No.: 09/925,867)

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Rolling Code Learning Transmitter)Group Art
Unit: 2122)

Examiner: Not yet assigned)

CERTIFICATE OF FACSIMILEI hereby certify that this paper for Serial No.
09/925,867 is being facsimile transmitted to the
Patent and Trademark Office fax number
703/746-4060 (OIPE) on the date shown.03/29/02
DateKenneth H. Samples

25,747

Registration No.

RESPONSE TO REQUEST FOR SUBSTITUTE PAPERSCommissioner of Patents and Trademarks
ATTENTION: Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

On November 8, 2001, a Response to a Notice to File Missing Parts was filed in the above-identified application. On March 22, 2002, applicant received a Request for Substitute Papers, a copy of which is enclosed, setting forth that copies of the November 8, 2001 Response was needed by the U.S. Patent & Trademark Office due to a U.S. Postal Service sanitization process.

Enclosed is a complete copy of the November 8, 2001 Response. The enclosed copy is a complete and accurate copy of the material filed in the Response of November 8, 2001. Also enclosed is a signed copy of the Request for Substitute Papers.

March 29, 2002

Date

Kenneth H. Samples

Kenneth H. Samples

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Missing Parts 1-1001

Received from <3125777007> at 3/29/02 3:20:40 PM [Eastern Standard Time]